

## **Deposition of Mark T. Hanish**

**Oregon Firearms Federation, Inc., et al. v. Brown, et al.**

**January 13, 2023**



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Oregon Firearms Federation, Inc., et al. v. Brown, et al.

Mark T. Hanish

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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION

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OREGON FIREARMS FEDERATION,	)	
INC., et al.,	)	
	)	
Plaintiffs,	)	
	)	Case Nos.
v.	)	2:22-cv-01815-IM,
	)	3:22-cv-01859-IM,
KATE BROWN, et al.,	)	3:22-cv-01862-IM,
	)	3:22-CV-01869-IM,
Defendants.	)	
	)	
	)	
	)	
(Continued)	)	

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\* VIDEOCONFERENCE \*  
VIDEOTAPED DEPOSITION UPON ORAL EXAMINATION  
OF EXPERT  
MARK T. HANISH

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Witness located in:  
  
Phoenix, Arizona

\* All participants appeared via videoconference \*

DATE TAKEN: JANUARY 13, 2023

REPORTED BY: Tia B. Reidt, Washington RPR, CSR #2798  
Oregon #22-0001

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(Continued)

MARK FITZ, et al.,  
Plaintiffs,  
v.  
ELLEN F. ROSENBLUM, et al.,  
Defendants.

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KATERINA B. EYRE, et al.,  
Plaintiffs,  
v.  
ELLEN F. ROSENBLUM, et al.,  
Defendants.

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DANIEL AZZOPARDI, et al.,  
Plaintiffs,  
v.  
ELLEN F. ROSENBLUM, et al.,  
Defendants.

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APPEARANCES

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\* \* \* \* \*

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EXHIBIT 3	Press release titled "FN Announces Release of California-Compliant Rifles."	67
EXHIBIT 4	Article titled "Following private equity's gun money."	72

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1 you know, searching for information through the NSSF  
2 and online.

3 Q. Are you familiar with other sources of  
4 estimates of the number of firearms owned in the United  
5 States?

6 A. Not a particular one that I can point to other  
7 than just being in the industry and hearing the  
8 estimates year over year for total number of firearms.

9 Q. Why did you choose this report versus others  
10 that exist?

11 A. In this one, finding it seemed to be -- and  
12 conferring, again, with reaching out through the NSSF  
13 and speaking with them, it was one that they had also  
14 said was a good report.

15 Q. Who at NSSF did you talk to?

16 A. I would have to -- I can look. I mean, I know  
17 I spoke with -- I think I conferred with Larry Keane.

18 Q. Do you know what Larry Keane's role was?

19 A. He's on the -- I don't know his specific role.  
20 I know he's on the legal side of NSSF.

21 Q. And NSSF is paying you for this testimony?

22 A. Yes.

23 Q. What other reports did you consider when you  
24 were deciding to -- what your testimony would be today?

25 A. The other one that I included in there, the

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1 2004 Chris Koper report, the variety of the annual  
2 firearms and manufacturing reports that are available.

3 Q. Okay.

4 And the -- so the 2004 report that you're  
5 referring to is the study of the assault weapons ban?

6 A. Yes, sir.

7 Q. It's a federal report?

8 A. Yes.

9 Q. Okay.

10 The manufacturing report is that 2020 page --  
11 cover page you're talking about?

12 A. Yes, sir.

13 Q. Were there any reports that you considered  
14 that are not attached to your declaration?

15 A. I mean, I looked through -- I looked through  
16 other reports. I attached these because there was  
17 information in there that I specifically referenced.

18 Q. What other reports did you review?

19 A. More of the AFMRs, the Annual Firearms  
20 Manufacturing Reports. I looked through some import  
21 reports, just general aggregated data to confirm, you  
22 know, opinions.

23 Q. So you didn't encounter the 2021 National  
24 Firearms Survey in your -- in your day-to-day work?

25 A. No, I did not.



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1 Q. And did you encounter the 2004 study in your  
2 day-to-day work?

3 A. It had been quite some time since I had seen  
4 that, but I revisited it with -- with these cases.

5 Q. And did Mr. Keane from NSSF also suggest the  
6 2004 report?

7 A. No.

8 Q. How did you come across that?

9 A. Just researching.

10 Q. And by researching, you mean searching in  
11 Google or did you use something else?

12 A. No, Google.

13 Q. Did you compare the estimates in the 2021  
14 National Firearms Survey to any other sources?

15 A. Not directly.

16 Q. Do you have any source of information about  
17 the 2021 National Firearms Survey other than the  
18 information that is in the report itself?

19 A. Could you say that one more time? Do I  
20 have --

21 Q. Do you know anything about the 2021 National  
22 Firearms Survey that is not in the report itself?

23 A. No, other than looking at some of the  
24 extensions on there and then, you know, having personal  
25 knowledge of some of the things, you know, that all,

1 you know, check out through, you know, just my personal  
2 knowledge of it.

3 Q. And by extensions, do you mean the appendices  
4 that you included in your report?

5 A. Yes.

6 Q. And those are part of the original SSRN  
7 download?

8 A. Yes.

9 Q. Have you spoken to Dr. English before?

10 A. No, I have not spoken to Dr. English.

11 Q. Did you try to speak with Dr. English about  
12 this report?

13 A. I did not.

14 Q. Why not?

15 A. The one or two pieces of information out of it  
16 that, you know, supported my opinion on it is what I  
17 referenced out of it, and that was it.

18 Q. Has the 2021 National Firearms Survey been  
19 published in a peer-reviewed journal?

20 A. I do not know.

21 Q. How were the participants for this survey  
22 recruited?

23 A. That I remember -- that is in the -- in the  
24 document, and I don't know that you want me to read  
25 that and regurgitate it. Or is that what you would

1 like?

2 Q. Well -- well, can you correct me if I'm wrong  
3 about this? The document doesn't say the number of  
4 people who were given the initial screening instrument  
5 that did not indicate what pieces of outdoor equipment  
6 they used; is that right?

7 A. That, I can't -- I would have to find the  
8 page on here because I remember there was a significant  
9 number that they screened, and then there was some  
10 discrimination or some discriminator questions to get  
11 down to the folks that own firearms to be relevant to  
12 the survey.

13 Q. Are you familiar --

14 A. (Speaking simultaneously.)

15 Q. Sorry.

16 Are you familiar with the term "nonresponse  
17 bias"?

18 A. No.

19 Q. Are you an expert in survey methodology?

20 A. No.

21 Q. Are you familiar with -- with firearms  
22 ownership on kind of a nationwide basis, or are you  
23 more familiar with particular geographies?

24 A. I think that would depend upon the particular  
25 question as far as -- I mean, I'm familiar in this

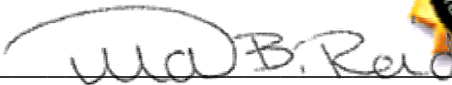
## C E R T I F I C A T E

STATE OF WASHINGTON

COUNTY OF PIERCE

I, Tia Reidt, a Certified Court Reporter in and for the State of Washington, do hereby certify that the foregoing transcript of the deposition of MARK T. HANISH, having been duly sworn, on January 13, 2023, is true and accurate to the best of my knowledge, skill and ability.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 20th day of January, 2023.

  
/S/ Tia B. Reidt  
Tia B. Reidt, RPR, CSR #22-0001  
NOTARY PUBLIC, State of  
Washington.  
My commission expires  
5/15/2026.

